

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

STEVEN J. BENNETT,	:	No. 3:17-CV-2031
Plaintiff	:	
	:	Judge Caputo
v.	:	
	:	Electronically Filed Document
TROOPER JAIME LOPEZ and	:	<i>Complaint Filed 11/04/17</i>
TROOPER GABRIEL L. PADUCK,	:	
Defendants	:	

**DEFENDANTS' MOTION FOR EXTENSION OF TIME
TO FILE AN ANSWER TO THE AMENDED COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 6(b), Defendants hereby move the Court for an enlargement of time in which to file an Answer in response to the Complaint, and in support thereof state as follows:

1. Defendants' response to the Amended Complaint is due February 6, 2018.
2. The Amended Complaint was filed on January 10, 2018.
3. Counsel for Defendant needs time to consult with his client regarding the content of the Answer.
4. Plaintiff's counsel does not object to the request for a 30 day extension.

5. Counsel for the Co-Defendant is presently on trial in Lackawanna County. Since he has filed a Motion to Dismiss, it is not anticipated that he would object to the extension.

6. Granting this enlargement will not unreasonably delay this matter nor prejudice the rights of the Plaintiff since the Motion to Dismiss the Amended Complaint is in the briefing stage.

WHEREFORE, the Defendant, Gabriel L. Paduck respectfully requests an enlargement of time until March 8, 2018 to file an Answer to the Complaint.

Respectfully submitted,

JOSH SHAPIRO
Attorney General

Office of Attorney General
15th Floor, Strawberry Square
Harrisburg, PA 17120
Phone: (717) 783-6270

dgallagher@attorneygeneral.gov

Date: February 6, 2018

By: s/ Daniel J. Gallagher

DANIEL J. GALLAGHER
Deputy Attorney General
Attorney ID 30451

KELI M. NEARY
Acting Chief Deputy Attorney General
Civil Litigation Section

Counsel for Defendant Paduck

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

STEVEN J. BENNETT,	:	No. 3:17-CV-2031
Plaintiff	:	
	:	Judge Caputo
v.	:	
	:	Electronically Filed Document
TROOPER JAIME LOPEZ and	:	<i>Complaint Filed 11/04/17</i>
TROOPER GABRIEL L. PADUCK,	:	
Defendants	:	

CERTIFICATE OF SERVICE

I, Daniel J. Gallagher, Deputy Attorney General for the Commonwealth of Pennsylvania, Office of Attorney General, hereby certify that on February 6, 2018, I caused to be served a true and correct copy of the foregoing document titled Motion to Extend Time to Answer to the following:

VIA ELECTRONIC FILING

Leonard M. Gryskewicz, Jr., Esquire
Lampman Law
2 Public Square
Wilkes-Barre, PA 18701
[**lenny@lampmanlaw.com**](mailto:lenny@lampmanlaw.com)
Counsel for Plaintiff

Harry T. Coleman, Esquire
Law Office
41 North Main Street, Suite 316
Carbondale, PA 18407
[**harry@harrycolemanlaw.com**](mailto:harry@harrycolemanlaw.com)
*Counsel for Defendant Trooper
James Lopez*

s/ Daniel J. Gallagher
DANIEL J. GALLAGHER
Deputy Attorney General

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

STEVEN J. BENNETT,	:	No. 3:17-CV-2031
Plaintiff	:	
	:	Judge Caputo
v.	:	
	:	Electronically Filed Document
TROOPER JAIME LOPEZ and	:	<i>Complaint Filed 11/04/17</i>
TROOPER GABRIEL L. PADUCK,	:	
Defendants	:	

ORDER

AND NOW, this _____ day of _____, 2018, upon
consideration of the Motion to Extend Time to Answer, it is hereby ORDERED
that the Motion is GRANTED, and Defendant Paduck is ordered to file his answer
on March 8, 2018.

**The Honorable A. Richard Caputo
United States District Judge**